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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/826,990

04/19/2004

Bryan M. Buchi

3053.2.1

3498

7590 09/24/2007
Starkweather & Associates
9035 S 1300 E
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EXAMINER

CAJILIG, CHRISTINE T

ART UNIT

PAPER NUMBER

3637

MAIL DATE

DELIVERY MODE

09/24/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary	Application No.		Applicant(s)	
	10/826,990		BUCHI, BRYAN M.	
	Examiner		Art Unit	
	Christine T. Cajilig		3637	

All participants (applicant, applicant's representative, PTO personnel):

(1) Christine T. Cajilig. (3)_____.

(2) Todd North. (4)_____.

Date of Interview: 19 September 2007.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.
If Yes, brief description: _____.

Claim(s) discussed: None.

Identification of prior art discussed: None.

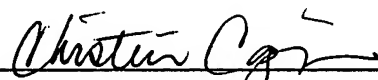
Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.


 Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: The use of the transitional phrase "consisting essentially of" was discussed, particularly section 2111.03 [R-3] of the MPEP stating that "absent a clear indication in the specification or claims of what the basic and novel characteristics actually are, 'consisting essentially of' will be construed as equivalent to 'comprising.' Nonetheless, upon submission of a response to the Office Action, Applicant's arguments or remarks to provide support from the specification for the use of "consisting essentially of" will be evaluated and considered. Applicant was also advised that a restriction requirement for two groups of inventions between a product and a method was issued on the Office Action dated 04/05/06 .